

REGULAR WEEKLY SESSION-----ROANOKE CITY COUNCIL

May 7, 2001

12:00 p.m.

The Council of the City of Roanoke met in regular session on Monday, May 7, 2001, at 12:00 noon in the Ballroom at the Clarion Hotel Roanoke Airport, 2727 Ferndale Drive, N. W., City of Roanoke, Virginia, with Mayor Ralph K. Smith presiding, pursuant to Chapter 2, Administration, Article II, City Council, Section 2-15, Rules of Procedure, Rule 1, Regular Meetings, Code of the City of Roanoke (1979), as amended; and Resolution No. 35288-041601 adopted by the Council on Monday, April 16, 2001.

PRESENT: Council Members C. Nelson Harris, W. Alvin Hudson, Jr., William White, Sr., Linda F. Wyatt, William D. Bestpitch, William H. Carder and Mayor Ralph K. Smith-----7.

ABSENT: None-----0.

OFFICERS PRESENT: Darlene L. Burcham, City Manager; William M. Hackworth, City Attorney; James D. Grisso, Director of Finance; and Mary F. Parker, City Clerk.

The meeting was opened with a prayer by Christin Richardson, student at Roanoke Catholic High School, and Student Mayor.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Smith.

The Mayor welcomed all participants and guests to the year 2001 Student Government Day. Student Government Day is a time that students from William Fleming and Patrick Henry High Schools, Roanoke Catholic High School and Roanoke's CITY School are paired with Council Members, Judges, Constitutional Officers, Council-Appointed Officers, and other City staff to learn more about the function of City government.

At 12:20 p.m., the Mayor declared the City Council meeting in recess to be reconvened at 3:15 p.m., in the Roanoke City Council Chamber, 215 Church Avenue, S. W., City of Roanoke.

At 3:15 p.m., on Monday, May 7, 2001, the regular meeting of Roanoke City Council reconvened in the City Council Chamber, fourth floor, Noel C. Taylor Municipal Building, 215 Church Avenue, S. W., City of Roanoke, Virginia, with Mayor Ralph K. Smith presiding, pursuant to Chapter 2, Administration, Article II, City

Council, Section 2-15, Rules of Procedure, Rule 1, Regular Meetings, Code of the City of Roanoke (1979), as amended.

PRESENT: Council Members C. Nelson Harris, W. Alvin Hudson, Jr., William White, Sr., Linda F. Wyatt, William D. Bestpitch, William H. Carder and Mayor Ralph K. Smith-----7.

ABSENT: None-----0.

OFFICERS PRESENT: Darlene L. Burcham, City Manager; William M. Hackworth, City Attorney; James D. Grisso, Director of Finance; and Mary F. Parker, City Clerk.

The meeting was opened with a prayer by the Reverend E. M. Mitchell, Pastor, Emmanuel Tabernacle Baptist Church, Moneta, Virginia.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Smith.

ANNOUNCEMENTS:

OATHS OF OFFICE-COMMITTEES-SCHOOLS: The Mayor advised that on July 1, 2001, there will be two vacancies on the Roanoke City School Board for terms of three years each, commencing July 1, 2001, and ending June 30, 2004; and the following persons were interviewed by Council for the positions on Thursday, April 19, 2001, said interviews having started at 4:30 p.m., in the City Council Chamber:

Gary M. Bowman
Melvin W. Garrett
Melinda J. Payne
William E. Skeen
Ruth C. Willson

The Mayor requested that each member of Council cast their votes for no more than two nominees; whereupon the following vote was recorded:

FOR MR. BOWMAN: None-----0.

FOR MR. GARRETT: None-----0.

FOR MS. PAYNE: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder and Mayor Smith-----7.

FOR MR. SKEEN: Council Members White, Wyatt and Bestpitch-----3.

FOR MR. WILSON: Council Members Harris, Hudson, Carder and Mayor Smith-

-----4.

Having received the highest number of votes, the Mayor advised that Ms. Payne and Ms. Willson were reappointed as Trustees to the Roanoke City School Board for three year terms each commencing July 1, 2001 and ending June 30, 2004.

PRESENTATIONS:

PROCLAMATIONS: The Mayor presented a Proclamation declaring Saturday, May 12, 2001, as Letter Carriers' Food Drive Day in the City of Roanoke.

PROCLAMATIONS-LANDMARKS/HIST. PRESERVATION: The Mayor presented a Proclamation declaring the week of May 10 - 13, 2001, as National Historic Preservation Week in the City of Roanoke.

A. L. Holland, Sr., Roanoke Regional Preservation Foundation Board Member, commended the City on its historic preservation efforts at Highland Park, Virginia Heights, Wasena, Garden City, and Grandin Court Elementary Schools, Lucy Addison and Breckinridge Middle Schools, the former Jefferson High School and the Harrison Museum of African-American Culture.

Robert K. France, Roanoke Regional Preservation Foundation Board Member, advised that schools are a part of the neighborhood in which they are located, they are compact and conserve larger plots of land in the City, as well as residential and commercial development, and they provide continuity between the generations and help to keep citizens affectionate toward their neighborhoods and the City.

Dr. John Kern, representing the Roanoke Valley Historic Preservation Foundation, commended Roanoke on being a city that is capitalizing on the economic benefits of heritage tourism and Federal and State tax credits for rehabilitation of historic properties. He advised that the Roanoke Valley Historic Preservation Foundation is working with the City and Norfolk Southern on the Virginian Railway Station which is considered to be a national register eligible property and could receive tax credits as an important amenity to Carilion Medical Center. He added that the Preservation Foundation is also working with the City of Roanoke on an architectural survey, with cost sharing funds by the Preservation Foundation, for the downtown historic district which would extend from Jefferson Street north from Franklin Road and will add over 100 properties that will be eligible to receive tax credits for rehabilitation. He invited the Members of Council to a conference sponsored by the Virginia Preservation Alliance during National Historic Preservation Week on May 18 - 20.

PUBLIC HEARINGS:

ROANOKE CIVIC CENTER-LICENSES: Pursuant to Resolution No. 25523 adopted by the Council on Monday, April 6, 1981, the City Clerk having advertised a public hearing for Monday, May 7, 2001, at 3:15 p.m., or as soon thereafter as the matter may be heard, to receive comments with regard to a proposal of the City of Roanoke to provide office space, equipment rooms, storage space, locker and training rooms, coaches' and trainers' offices and 50 parking spaces to Arena Ventures, LLC, in connection with a license agreement between the City of Roanoke and Arena Ventures, LLC, involving the use of the Roanoke Civic Center Coliseum, for a period of five years, with up to a five year renewal, upon mutual agreement of the parties, the matter was before the body.

Legal advertisement of the public hearing was published in The Roanoke Times on Sunday, April 29, 2001.

(See publisher's affidavit on file in the City Clerk's Office.)

A communication from the City Manager advising that Arena Ventures, LLC, was formed as a joint venture between the National Basketball Association (NBA) and SFX Concerts, Inc., (SFX) for the purpose of creating the National Development Basketball League (NBDL) and to provide enhanced entertainment opportunities for arenas with which it contracts; the concept was first introduced in May 2000 and officials from Arena Ventures, LLC visited Roanoke on October 10, 2000; the City of Roanoke began negotiations for an NBDL franchise on November 15, 2000; and negotiations have concluded which provide Roanoke with the opportunity to be one of eight initial franchises in the new league, was before Council.

It was further advised that capital improvements, in the amount of \$3 million to the Civic Center Coliseum, are required in order to meet the requirements of the proposed license agreement; projected annual revenues are \$921,832.00, while projected annual expenses are \$593,334.00, producing an estimated net annual income of \$328,498.00; and annual net income of this level will be sufficient to repay the indebtedness proposed to be issued to support the capital improvements.

The City Manager transmitted a copy of a communication from the Roanoke Civic Center Commission recommending execution of a License Agreement between the City and Arena Ventures, LLC, as authorized by the Civic Center Commission at its meeting on April 16, 2001.

The City Manager recommended that she be authorized to enter into a License Agreement between the City and Arena Ventures, LLC, that will provide for: (1) use of the Civic Center Coliseum and related facilities by Arena Ventures to provide a certain number of National Basketball Developmental League games and a certain number of events produced by SFX Concerts, Inc., in the Coliseum over a five year period; (2) the City will make certain office space and other space available to Arena Ventures for use during the term of the License Agreement; (3) authorization for

payment to Arena Ventures of an entertainment acquisition fee and to authorize financial arrangements in connection with the License Agreement with Arena Ventures; and (4) authorization for the City Manager to take such further action and to execute such documents as may be reasonably necessary to provide for implementation and administration of the License Agreement.

The City Manager further recommended that the City Clerk be authorized to advertise a public hearing for Monday, June 4, 2001, or at such other time as the City Manager may deem appropriate, for the purpose of receiving citizen input on the issuance of \$3 million in bonds under the Public Finance Act, inasmuch as Council intends to provide funds by issuance of such bonds.

(For full text, see report on file in the City Clerk's Office.)

ACTION: Mr. White offered the following ordinance. The motion was seconded by Mr. Harris:

(#35298-050701) AN ORDINANCE authorizing the proper City officials to enter into a License Agreement between the City of Roanoke and Arena Ventures, LLC, that will provide for use of the Civic Center Coliseum and certain related facilities by Arena Ventures to provide a certain number of National Basketball Development League (NBDL) games and a certain number of events produced by SFX Concerts, Inc., in the Coliseum over a five year period and that will require the City to make certain improvements to the Coliseum and to provide certain office space and other space to Arena Ventures for use during the term of the License Agreement; to authorize the payment to Arena Ventures of an entertainment acquisition fee and to authorize other financial arrangements in connection with the License Agreement with Arena Ventures; to authorize the City Manager to take such further action and execute such documents as may be reasonably necessary to provide for the implementation and administration of the License Agreement; authorizing the City Clerk to advertise a public hearing on the issuance of bonds; and dispensing with the second reading of this Ordinance.

(For full text of Ordinance, see Ordinance Book No. 64.)

Mr. White moved the adoption of Ordinance No. 35298-050701. The motion was seconded by Mr. Harris.

The Mayor inquired if there were persons present who would like to address Council with regard to the matter. There being none, Ordinance No. 35298-050701 was adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

Without objection by Council, the Mayor advised that the public hearing would be closed.

CONSENT AGENDA

The Mayor advised that all matters listed under the Consent Agenda were considered to be routine by the Members of Council and would be enacted by one motion in the form, or forms, listed on the Consent Agenda, and if discussion was desired, that item would be removed from the Consent Agenda and considered separately. The Mayor withdrew his request for a Closed Meeting to discuss personnel matters with regard to vacancies on various authorities, boards, commissions and committees appointed by Council.

The Mayor relinquished the Chair to the Vice-Mayor inasmuch as he has a conflict of interest in connections with a communication from the City Manager recommending that Council set a public hearing as a request of Burton Electric Signs, on behalf of First Citizens Bank, to install a projection sign on the building at 110 Church Avenue, S. W., which would encroach into the public right-of-way.

MINUTES: Minutes of the regular meetings of Council held on Monday, October 2, 2000 and Monday, April 16, 2001, which meeting was reconvened on Thursday, April 19, 2001 for Roanoke City School Board Interviews, were before the body.

(For full text, see Minutes on file in the City Clerk's Office.)

ACTION: Mr. Harris moved that the reading of the Minutes be dispensed with and that the Minutes be approved as recorded. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, and Vice-Mayor Carder-----6.

NAYS: None-----0.

(Mayor Smith abstained from voting.)

COMMITTEES-SPECIAL EVENTS: A communication from Samuel G. Oakey, III, tendering his resignation as a member of the Special Events Committee, was before Council.

(For full text, see communication on file in the City Clerk's Office.)

ACTION: Mr. Harris moved that the communication be received and filed and that the resignation be accepted. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, and Vice-Mayor Carder-----6.

NAYS: None-----0.

(Mayor Smith abstained from voting.)

SIGNS/BILLBOARDS/AWNINGS-LICENSES-SPECIAL PERMITS: A communication from the City Manager advising that Burton Electric Signs, on behalf of First Citizens Bank, has requested permission to install a projection sign on the building at 110 Church Avenue, S. W., which would encroach into the public right-of-way; the proposed sign would encroach approximately 18 inches into the right-of-way and have 11 feet of clearance above the sidewalk; the right-of-way of Church Avenue at this location is approximately 50 feet in width; and liability insurance and indemnification of the City by the property owner shall be provided by the property owner, was before Council.

The City Manager recommended that she be authorized to advertise a public hearing, and following the public hearing, to execute the appropriate documents granting a revocable license to property owners at 110 Church Avenue, S. W., to allow installation of a sign encroaching approximately 18 inches into the right-of-way of Church Avenue.

(For full text, see communication on file in the City Clerk's Office.)

ACTION: Mr. Harris moved that Council concur in the recommendation of the City Manager. The motion seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, and Vice-Mayor Carder-----6.

NAYS: None-----0.

(Mayor Smith abstained from voting.)

OATHS OF OFFICE-COMMITTEES-ROANOKE NEIGHBORHOOD PARTNERSHIP-HOTEL ROANOKE CONFERENCE CENTER: The following reports of qualification were before Council:

James P. Armstrong as a member of the Roanoke Neighborhood Partnership Steering Committee to fill the unexpired term of Mark E. Petersen, ending November 30, 2001;

William White, Sr., to fill the unexpired term of James D. Ritchie, resigned, ending April 8, 2003; C. Clark Jones for a term ending September 18, 2003; and Raymond D. Smoot, Jr., for a term ending February 24, 2005, as Commissioners of the Hotel Roanoke Conference Center Commission; and

Bob R. Caudle as a member of the Roanoke Neighborhood Partnership Steering Committee for a term ending November 30, 2003.

(See Oaths or Affirmations of Office on file in the City Clerk’s Office.)

ACTION: Mr. Harris moved that the report of qualification be received and filed. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, and Vice-Mayor Carder-----6.

NAYS: None-----0.

(Mayor Smith abstained from voting.)

The Mayor resumed the Chair.

REGULAR AGENDA

HEARING OF CITIZENS UPON PUBLIC MATTERS: None.

PETITIONS AND COMMUNICATIONS: None.

REPORTS OF OFFICERS:

CITY MANAGER:

BRIEFINGS: None.

ITEMS RECOMMENDED FOR ACTION:

CITY PROPERTY-WATER DEPARTMENT: The City Manager submitted a communication advising that the City of Roanoke currently owns over 14,000 acres of watershed and buffer property for the protection and preservation of the Carvins Cove Reservoir and the Beaver and Falling Creek Reservoirs; watershed property provides drainage from rainfall into the storage reservoirs and is the only source of recharge; and buffer property, while beyond the divide of the watershed, provides protection against intrusion upon the watershed property.

It was further advised that City policy provides that watershed property is not for sale, while buffer property may be considered for lease or sale on an extremely limited basis; the City receives requests periodically for the purchase of watershed and buffer property from adjoining property owners; and recent requests have identified a need to establish a policy for the sale of property within the City of Roanoke water supply watersheds.

The City Manager recommended that Council adopt a proposed policy on the sale of land in City owned watersheds to establish a consistent means of addressing future requests.

(For full text, see communication on file in the City Clerk's Office.)

Mr. Harris offered the following resolution:

"A RESOLUTION approving and adopting the City of Roanoke Policy on the Sale of Property within the City of Roanoke Water Supply Watersheds in accordance with the City Manager's Letter to this Council dated May 7, 2001."

Mr. Harris moved the adoption of the resolution. The motion was seconded by Mr. Carder.

Ms. Wyatt expressed concern with regard to the removal of trees near the watershed which could lead to serious conditions relating to soil erosion and water run-off.

Michael McEvoy, Director, Utilities, advised that agricultural activities with regard to tree deforesting are not defined by the United States Government, therefore, under covenants of the sale of the land at Carvins Cove, the purchaser would not be permitted to harvest trees from the property.

Ms. Wyatt inquired as to any provisions relating to a property owner who wishes to construct a house and remove all of the trees from his or her lawn; whereupon, Mr. McEvoy advised that the property owner would be required to comply with the requirements of Roanoke County for a single family residence which would allow the property owner to clear only the area immediately surrounding the home, and he was of the opinion that Roanoke County would not permit a property owner to clear an entire ten to twenty acre lot.

Prior to voting on the matter, Ms. Wyatt requested a clarification with regard to requirements imposed by Roanoke County.

Mr. White offered a substitute motion that the matter be tabled pending clarification of Ms. Wyatt's question by City staff. The motion was seconded by Mr. Harris and adopted.

POLICE DEPARTMENT-BUILDINGS/BUILDING DEPARTMENT-BUDGET-BILLINGS AND COLLECTIONS-CMERP-EQUIPMENT: The City Manager submitted a communication advising that the Capital Maintenance and Equipment Replacement Program (CMERP) has identified the need to replace three four-wheel drive utility vehicles in the Police Department, one pickup truck in Building Services and one pickup truck in Billings and Collections; the lowest bid, meeting specifications, for utility vehicles was submitted by Magic City Motor Corporation, in the amount of \$27,237.00 per unit; Magic City Motor Corporation was the lowest bidder on the pickup truck for Building Services, at a cost of \$13,299.00, and a pickup truck for the Department of Billings and Collections, at a cost of \$14,071.00, said bids having met all required specifications.

The City Manager recommended that bids be awarded as above set forth and that she be authorized to issue purchase orders, for a total of \$109,081.00; and that Council appropriate funds from Fleet Management Prior Year Retained Earnings to Fleet Management, Account No. 017-440-2642-9010.

(For full text, see communication on file in the City Clerk's Office.)

Mr. Harris offered the following emergency ordinance:

(#35299-050701) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Fleet Management Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35299-050701. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

Mr. Harris offered the following resolution:

(#35300-050701) A RESOLUTION accepting bids made to the City for furnishing and delivering utility vehicles and pickup trucks, upon certain terms and conditions; and rejecting all other bids made to the City.

(For full text of Resolution, see Resolution Book No. 64.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35300-050701. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-INDUSTRIES: The City Manager submitted a communication advising that Allegheny Construction Co., Inc., was awarded a contract, in the amount of \$1,300,883.00 at the November 6, 2000, meeting of City Council to provide for extension of existing Blue Hills Drive, and grading three sites known as Tracts A, B, and F; the contractor has proposed grading an additional site in RCIT, Tract D, which is next to one of the other sites currently under construction; the cost of additional grading is based upon current contract prices; proposed grading of Tract D involves approximately 300,000 cubic yards of earthwork and is proposed at a lump sum amount of \$868,500.00; and staff has reviewed the grading proposal and finds it favorable to the City.

The City Manager recommended that she be authorized to execute Change Order No. 1, in the lump sum amount of \$868,500.00, with Allegheny Construction Co., Inc., to provide for grading of Tract D at the Roanoke Centre for Industry and Technology.

(For full text, see communication on file in the City Clerk's Office.)

Mr. Harris offered the following emergency ordinance:

(#35301-050701) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Capital Projects Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35301-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

Mr. Harris offered the following emergency ordinance:

(#35302-050701) AN ORDINANCE authorizing the City Manager's issuance of Change Order No. 1 to the City's contract with Allegheny Construction Co., Inc., for the grading of Tract D at the Roanoke Centre for Industry and Technology; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35302-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

POLICE DEPARTMENT-BUDGET-EQUIPMENT: The City Manager submitted a communication advising that the City entered into a contractual agreement with Thor, Inc., for construction of the New Police Building, in the amount of \$4,015,200.00 and 390 consecutive calendar days construction time; change orders totaling \$189,507.50 have been approved; a change in the communication/data network system is necessary to ensure compatibility with current equipment totaling \$30,081.00 and 12 additional days of contract time; due to inclusion of some funding in the contract Schedule of Values, there is no net additional expense to the contract; and the total contract amount of \$4,204,707.50 will not change.

The City Manager recommended that she be authorized to execute Change Order No. 11 for the above work with Thor, Inc., in the amount of \$30,081.00 and 12 additional calendar days of contract time.

(For full text, see communication on file in the City Clerk's Office.)

Mr. White offered the following emergency ordinance:

(#35303-050701) AN ORDINANCE authorizing the City Manager's issuance of Change Order No. 11 to the City's contract with Thor, Inc., for a change of the communication/data network system for the New Police Building Project; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. White moved the adoption of Ordinance No. 35303-050701. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-WATER RESOURCES-MAPS: The City Manager submitted a communication advising that the Planning Assistance to States Program provides for Federal matching funds to help localities support mapping and flood planning activities; a five year program to provide digital topographic and orthophoto maps of the City was developed with the U. S. Army Corps of Engineers; the first year of the project has been successfully completed and mapping coverage for the northern third of the City has been completed and received by the City; Phase II of the project maps the central third of the City and is nearing completion, and map products will be delivered to the City within the next 60 days; and Phase III of the program includes mapping of the southern third of the City which will complete topographic mapping.

It was further advised that an agreement between the City and the Corps of Engineers has been developed which will provide for completion of topographic mapping and orthophotography of the City; and the proposed contract has a cost of \$118,000.00 to the City of Roanoke, with Federal matching funds to be provided by the Corps of Engineers.

The City Manager recommended that she be authorized to execute an agreement for Phase III Water Resources Planning - Digital Mapping between the City

of Roanoke and the U. S. Army Corps of Engineers; that Council appropriate \$69,000.00 from the Capital Maintenance and Equipment Replacement Fund and transfer \$49,000.00 from Account No. 008-056-9654-9003 - Corps of Engineers Mapping Project, to a new project account entitled, Corps of Engineers Mapping – Phase III.

(For full text, see communication on file in the City Clerk’s Office.)

Mr. Harris offered the following emergency ordinance:

(#35304-050701) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 General and Capital Projects Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35304-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

Mr. Harris offered the following resolution:

(#35305-050701) A RESOLUTION authorizing the City Manager to enter into an agreement with the U. S. Army Corps of Engineers to provide Phase III Water Resources Planning - Digital Mapping products and services to the City.

(For full text of Resolution, see Resolution Book No. 64.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35305-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-WATER RESOURCES-SEWERS AND STORM DRAINS: The City Manager submitted a communication advising that a project to expand the capacity

of the City's Water Pollution Control Plant (WPCP) to 62 million gallons per day (MGD) average daily monthly flow for the maximum month and addition of collection system capacity through the addition of two new interceptor lines was completed in March 2000; upon completion of the project, questions arose as to the actual capacity increase at the facility achieved by the new additions and modifications; and increased facility flows, which occurred as a result of area rainfall, taxed and exceeded the structural capabilities of the facilities to provide necessary levels of treatment well before reaching the intended design flow.

It was further advised that a capacity study was undertaken to determine if a capacity shortfall existed; with completion of the capacity study, there is reason to believe that design capacity of the facility is indeed below 62 MGD average daily flow for the maximum month; the capacity shortfall has been calculated to be between 10 to 14 MGD; ongoing negotiations with the Virginia Department of Environmental Quality (DEQ) and the Virginia Department of Health (VDH) have resulted in regulatory requirements that the City and partnering jurisdictions pursue additional activities to resolve capacity issues at the facility; the proposed contract will result in a preliminary engineering report to define necessary improvements to meet the 62 MGD requirements and will also provide engineering recommendations for immediate addition of interim improvements.

The City Manager recommended that Council approve a contract for the above described work and that she be authorized to execute a contract, in a form acceptable to the City Attorney, with Stearns & Wheler, LLC, in the amount of \$342,681.00; that Council appropriate funds from Sewage Fund Retained Earnings to Account No. 003-510-8360-9055; and establish accounts to receive funds from partnering jurisdictions according to the 1994 Multi-Jurisdictional Contract.

(For full text, see communication on file in the City Clerk's Office.)

Mr. Harris offered the following emergency ordinance:

(#35306-050701) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Sewage Treatment Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35306-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

Mr. Harris offered the following resolution:

(#35307-050701) A RESOLUTION authorizing a contract with Stearns & Wheler, LLC for engineering design services for the preparation of a detailed preliminary engineering report regarding the current capacity of the City's Regional Water Pollution Control Plant, evaluation of current operations, recommendations of possible interim improvements to the existing treatment process, and certain other items.

(For full text of Resolution, see Resolution Book No. 64.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35307-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

FIRE DEPARTMENT: The City Manager submitted a communication transmitting a resolution opposing passage of new fire and emergency medical services standards by the National Fire Protection Association (NFPA), advising that the Virginia Municipal League has requested local jurisdictions to adopt the opposing resolution and forward a copy to NFPA prior to May 16, 2001.

The City Manager recommended that the resolution be adopted.

(For full text, see communication on file in the City Clerk's Office.)

Mr. Harris offered the following resolution:

(#35308-050701) A RESOLUTION opposing the adoption of the proposed new National Fire Protection Association (NFPA) 1710 and 1720 standards.

(For full text of Resolution, see Resolution Book No. 64.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35308-050701. The motion was seconded by Mr. Carder.

Mr. Bestpitch advised that it is unclear as to what Council is being requested to oppose. He stated that he is not an expert in fire safety and appreciates the fact that there is a nationwide association that provides scientifically based recommendations on fire protection standards. He added that the only explanation he has been given up to this point is that Council is being asked to oppose the standards because they will pre-empt local authority and create a one size fits all standard for the City of Roanoke and all cities and towns, and by definition, it would appear that any national standard on any issue would pre-empt local authority. He questioned why the City of Roanoke is suddenly reversing course by not supporting NFPA standards when the City has taken pride in the fact that certain City departments have been on the cutting edge of meeting state-wide and national standards and until he is provided with a sounder basis for opposing NFPA standards, he could not support the resolution.

Ms. Wyatt concurred in the remarks of Mr. Bestpitch. She advised that 1710 and 1720 pertain to minimum response times and minimum fire coverage staffing levels which have a direct relationship on the safety of those persons who live in the community and she would not vote in favor of any regulation that would be less than national standards.

Mr. Hudson concurred in the remarks of Mr. Bestpitch and Ms. Wyatt.

The City Manager was requested to describe the City's involvement in the matter, the position of the Virginia Municipal League, and the recommendation of the City Manager regarding 1710 and 1720.

The City Manager advised that the issue of NFPA standards is one of long standing, and there have been numerous recommendations from the NFPA and the City has chosen to voluntarily commit to certain standards. She stated that the Fire Chief has forwarded a number of responses to the NFPA regarding the standards as they were being developed in these two areas and his input and that of others was not accepted, therefore, the matter will be presented at the national conference later this month; and it was the intent of the Fire Chief, supported by the City Manager, to oppose the two standards at the national conference. She explained that correspondence was received from the Virginia Municipal League requesting each Virginia locality to consider and to adopt a model resolution that was drafted by the Virginia Municipal League. She added that the VML, as a single entity representing the majority of cities, counties and towns in Virginia, looked at both the fiscal impact of the standards which would become mandates and is of the opinion that the

proposed regulations will take away the decision making capability of the locality as it relates to manpower and could impose a considerable financial burden on some localities. She advised that it is the recommendation of the Fire Chief and the City Manager that Council support the opposition to mandated staffing levels; and at the present time, the City of Roanoke meets almost all recommendations on a voluntary basis, however, it is objectionable that regulations would be mandated on the City of Roanoke and other localities.

Following further discussion, Mr. White called for the question. The motion was seconded by Mr. Harris and adopted, Council Member Bestpitch voted no.

Resolution No. 35308-050701 was adopted by the following vote:

AYES: Council Members Harris, White, Carder, and Mayor Smith-----4.

NAYS: Council Members Bestpitch, Hudson, and Wyatt-----3.

CITY ATTORNEY:

CITY CODE-ROANOKE ARTS COMMISSION-CULTURAL SERVICES COMMITTEE: The City Attorney submitted a written report in connection with recommendations made by a committee appointed by Council to review and submit recommendations on restructuring of certain of the City's authorities, boards, commissions and committees, advising that one of the recommendations was to merge the Roanoke Arts Commission with the Cultural Services Committee; whereupon, he transmitted an ordinance which would combine and merge the two entities.

(For full text, see report on file in the City Clerk's Office.)

Mr. Harris offered the following emergency ordinance:

(#35309-050701) AN ORDINANCE amending Section 2-271, Powers and duties of commission, of Article XIII, Gifts, Grants, Devises and Bequests to City, of Chapter 2, Administration, Code of the City of Roanoke (1979), as amended, in order to merge the City's Cultural Services Committee with the Roanoke Arts Commission; repealing Section 2-301.1, Cultural Services Committee, of Article XIV, Authorities, Boards, Commissions and Committees - Generally, of Chapter 2, Administration, Code of the City of Roanoke (1979), as amended; providing for an emergency, and for an effective date.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35309-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

DIRECTOR OF FINANCE:

DIRECTOR OF FINANCE-AUDITS/FINANCIAL REPORTS: The Director of Finance submitted the Financial Report for the City of Roanoke for the month of May, 2001.

(For full text, see Financial Report on file in the City Clerk's Office.)

ACTION: Without objection by Council, the Mayor advised that the Financial Report would be received and filed.

REPORTS OF COMMITTEES:

BUDGET-CABLE TELEVISION: A communication from Council Member W. Alvin Hudson, Jr., Council's representative to the Roanoke Valley Regional Cable Television Committee, transmitting the Roanoke Valley Cable Television Annual Budget for Fiscal Year 2001-02, totaling \$269,616.00, with the City's contribution totaling \$148,289.00, was before the body.

It was advised that the City of Roanoke, the County of Roanoke, and the Town of Vinton jointly operate Roanoke Valley Television (RVTV); the station is located at the Jefferson Center and currently employs five full-time staff members; on June 8, 1992, Council approved the Roanoke Regional Cable Television Agreement, which requires that the RVTV Operating Budget be approved by the governing bodies of the city, the county, and the town; and funding for the operating budget is shared by the three governments, based on the annual proportion of Cox Cable subscribers located in each jurisdiction.

On behalf of the City's representatives to the Roanoke Valley Regional Cable Television Committee, and as City Council's representative to the Committee, Mr. Hudson recommended that Council approve the proposed RVTV budget for fiscal year 2001-02, in the amount of \$269,616.00, with the City's contribution totaling \$148,289.00.

(For full text, see report on file in the City Clerk's Office.)

Mr. Hudson offered the following resolution:

(#35310-050701) A RESOLUTION approving the recommendation of the Roanoke Valley Regional Cable Television Committee to approve the annual operating budget for Fiscal Year 2001-2002 for the operation of the regional government and educational access station-Roanoke Valley Television (RVTV, Channel 3), and for the City to provide partial funding.

(For full text of Resolution, see Resolution Book No. 64.)

ACTION: Mr. Hudson moved the adoption of Resolution No. 35310-050701. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BONDS/BOND ISSUES-BUDGET-WATER RESOURCES: Council Member W. Alvin Hudson, Jr., Chairperson, Bid Committee, presented a written report on behalf of the Committee, advising that the City of Roanoke was notified by the Commonwealth of Virginia Department of Health on May 2, 2000 that, due to possible surface water influence, Crystal Spring could not be used as a water supply until the water was treated for potential surface contaminants, which caused a loss of three to four million gallons of water per day in the potable water supply of the City.

It was further advised that a preliminary engineering study determined the most feasible method to treat Crystal Spring water was a membrane filtration system; and two bids were received, following proper advertisement, for said equipment.

The Bid Committee recommended that Council accept the bid of U. S. Filter Wastewater Group, Inc., in the total amount of \$320,063.40, to provide pilot testing and detailed shop drawings for the proposed membrane filtration system, which will guarantee the price of the equipment as above set forth; that the Director of Finance be authorized to appropriate \$320,063.00 from Water Fund Retained Earnings to an account to be established entitled, Crystal Spring Water Treatment Equipment; that Council adopt a resolution indicating the City's intent to reimburse itself from the proceeds of General Obligation Bonds to be issued in the future; and that Council reject the other bid received by the City.

The City Manager submitted a statement of concurrence in the recommendation of the Bid Committee.

(For full text, see reports on file in the City Clerk's Office.)

Mr. Hudson offered the following emergency ordinance:

(#35311-050701) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Water Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Hudson moved the adoption of Resolution No. 35311-050701. The motion was seconded by Mr. White and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

Mr. Harris offered the following resolution:

(#35312-050701) A RESOLUTION declaring the City's intent to reimburse itself from the proceeds of its general obligation public improvement bonds for certain monies to be appropriated by the City for expenditures in connection with the Crystal Spring Water Treatment Plant Project; and providing for an effective date.

(For full text of Resolution, see Resolution Book No. 64.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35312-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

Mr. Harris offered the following emergency ordinance:

(#35313-050701) AN ORDINANCE accepting the bid of U. S. Filter Wastewater Group, Inc., to provide pilot testing and detailed shop drawings for the proposed membrane filtration system at the Crystal Spring Water Treatment Plant, and to guarantee the price of the equipment to be subsequently supplied, upon certain terms and conditions and awarding a contract therefor; authorizing the proper City

officials to execute the requisite contract for such work; rejecting all other bids made to the City for such work: and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35313-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

POLICE DEPARTMENT-EQUIPMENT: Council Member W. Alvin Hudson, Jr., Chairperson, Bid Committee, presented a written report on behalf of the Committee, in connection with bids received by the City for purchase and installation of furniture and equipment for the New Police Building located at 348 West Campbell Avenue, which includes all office furniture, all conference room and meeting room furniture, and 35 work stations, in accordance with contract documents as prepared by the Office of the City Engineer.

It was advised that Harris Office Furniture Co., Inc. submitted the low bid, in the amount of \$229,786.00, with 30 consecutive calendar days for completion; and funding in the amount of \$240,000.00 is needed and is available in the New Police Building, Account No. 008-052-9563.

The Bid Committee recommended that Council award the bid to Harris Office Furniture and authorize issuance of a purchase order in the total amount of 229,786.00; and reject the other bid received by the City.

The City Manager submitted a statement of concurrence in the recommendation of the Bid Committee.

(For full text, see report on file in the City Clerk's Office.)

Mr. Hudson offered the following resolution:

(#35314-050701) A RESOLUTION accepting the bid of Harris Office Furniture Co., Inc. for the purchase and installation of the office furniture and work stations for the New Police Building, upon certain terms and conditions and authorizing a purchase order therefor; and rejecting all other bids made to the City for such work.

(For full text of Resolution, see Resolution Book No. 64.)

ACTION: Mr. Hudson moved the adoption of Resolution No. 35314-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-WATER RESOURCES: Council Member W. Alvin Hudson, Jr., Chairperson, Bid Committee, presented a written report on behalf of the Committee, in connection with bids received by the City for exterior and interior painting of the 1,000,000 gallon Parkway standpipe potable water tank (between Falling Creek Treatment Plant and the Town of Vinton).

The Bid Committee recommended that Council accept the bid of and award a lump sum contract to Corfu Contractors, Inc. in the amount of \$147,500.00, and 60 consecutive calendar days to complete the work; and reject all other bids received by the City.

The City Manager submitted a statement of concurrence in the recommendation of the Bid Committee.

(For full text, see report on file in the City Clerk's Office.)

Mr. Hudson offered the following emergency ordinance:

(#35315-050701) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Water Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35315-050701. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

Mr. Harris offered the following emergency ordinance:

(#35316-050701) AN ORDINANCE accepting the bid of Corfu Contractors, Inc., to paint the exterior and interior of the 1,000,000 gallon Parkway standpipe potable water tank, upon certain terms and conditions and awarding a contract therefor; authorizing the proper City officials to execute the requisite contract for such work; rejecting all other bids made to the City for such work; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35316-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

TRAFFIC-BUDGET-SIGNALS AND ALARMS-STREETS AND ALLEYS-TRAFFIC: Council Member W. Alvin Hudson, Jr., Chairperson, Bid Committee, presented a written report on behalf of the Committee, in connection with bids received by the City for improvements and signalization at Hollins Road/Liberty Road, consisting of turn lanes, road widening, and signal foundations at Hollins and Liberty Roads.

The Bid Committee recommended that Council accept the bid of and award a unit price contract to H. & S. Construction Company, in the amount of \$89,681.06 and 100 consecutive calendar days of contract time; and reject the other bid received by the City.

The City Manager submitted a statement of concurrence in the recommendation of the Bid Committee.

(For full text, see report on file in the City Clerk's Office.)

Mr. Hudson offered the following emergency ordinance:

(#35317-050701) AN ORDINANCE to amend and reordain certain sections of the 2000-2001 Capital Projects Fund Appropriations, and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35317-050701. The motion was seconded by Mr. White and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

Mr. Harris offered the following emergency ordinance:

(#35318-050701) AN ORDINANCE accepting the bid of H. & S. Construction Company for the Improvements and Signalization at Hollins Road/Liberty Road Project which consists of turn lanes, road widening, and signal foundations at Hollins Road and Liberty Road, upon certain terms and conditions and awarding a contract therefor; authorizing the proper City officials to execute the requisite contract for such work; rejecting all other bids made to the City for such work; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35318-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

UNFINISHED BUSINESS: None.

INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS:

BUDGET-HOUSING/AUTHORITY-GRANTS: Mr. Harris offered the following resolution authorizing the City Manager to submit an approved Annual Update to the Consolidated Plan for fiscal year 2001-2002 to the United States Department of Housing and Urban Development (HUD) for final review and approval, and authorizing the execution of the appropriate documents for acceptance of such funding:

(#35319-050701) A RESOLUTION authorizing the City Manager to submit an approved 5-Year Consolidated Plan to the United States Department of Housing and Urban Development (HUD) for review and approval, and authorizing the execution of the appropriate documents for the acceptance of such funding.

(For full text of Resolution, see Resolution Book No. 64.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35319-050701. The motion was seconded by Mr. Carder.

The City Manager submitted a communication advising that the U. S. Department of Housing and Urban Development (HUD) requires that entitlement localities, such as the City of Roanoke, submit a Five-Year Consolidated Plan, with Annual Updates, in order to receive Community Development Block Grant (CDBG), HOME Investment Partnership and Emergency Shelter funds.

It was further advised that funding for fiscal year 2001-2002 would be available from the following sources:

New HUD Entitlements	\$ 3,068,000.00
Estimated Program Income	683,704.00
Estimated Carry-over	<u>157,000.00</u>
Subtotal	\$ 3,908,704.00
 Estimated Leveraged Funds	 <u>\$ 4,037,146.00</u>
Total Estimated Budget	<u>\$ 7,945,850.00</u>

The City Manager recommended that she be authorized to submit an approved Consolidated Plan Annual Update to HUD for review and approval.

(For full text, see communication on file in the City Clerk's Office.)

Resolution No. 35319-050701 was adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-FEE COMPENDIUM-WATER RESOURCES-SEWERS AND STORM DRAINS: Mr. Harris moved that the following ordinance changing the rate structure and establishing a revised rate schedule for septic tank disposal fees and for certain water rates and related charges for services provided by the City, effective August 1, 2001; and directing amendment of the Fee Compendium, be placed upon its first reading:

(#35320) AN ORDINANCE changing the rate structure and establishing a revised rate schedule for septic tank disposal fees and for certain water rates and related charges for services provided by the City, effective August 1, 2001; and directing amendment of the Fee Compendium.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: The motion was seconded by Mr. Carder.

The City Manager submitted a communication advising that a team of staff from the Department of Utilities and the Office of Billings and Collections has been reviewing all aspects of the City of Roanoke's water and sewer rates, which included examining billing data and current industry trends, benchmarking against other utilities in the Roanoke Valley, as well as similar-sized municipal systems throughout Virginia, and analyzing revenue sources to determine if the billings made to various customer classes allocate costs appropriately; and as a result, the committee has developed a utility rate restructuring plan that recommends the following:

Develop a base charge that reflects the fixed costs (billing, metering, fire protection, infrastructure, and administration) of operating the utility systems.

Implement an increasing block (two-tier) rate structure to encourage conservation.

Eliminate the current allowance for the first 200 cubic feet of water consumption.

Establish a temporary water service system that meters actual consumption to replace the existing fire hydrant permit system.

Apply the second tier conservation rate to the irrigation (sewer exempt) meter class.

Establish connection fees on the actual infrastructure costs of new connections and system capacities.

Reduce the monthly charges assessed to fire service stand-by accounts.

Keep sewer rates unchanged pending development of a capital facilities plan.

Increase septic tank disposal rates to reflect market conditions.

Make adjustments to miscellaneous service fees and charges.

It was further advised that the above changes, detailed in Exhibit A to the report, will generate additional annual revenues estimated at \$1,114,600.00 that will be used to improve the utility system's aging infrastructure; however, the total monthly water and sewer bill for residential customers will remain one of the lowest in the region and state, increasing on average only \$2.42 per month; certain water rates will increase up to ten per cent, the monthly minimum 200 cubic foot allowance for water consumption will be eliminated, and septic tank disposal fees will increase to reflect market conditions; however, certain minimum charges for water services will decrease; and even with the proposed rate changes, the City of Roanoke will have one of the lowest rate structures in the Roanoke Valley and the lowest of comparable sized utilities in the Commonwealth of Virginia; and the proposed effective date for the changes is August 1, 2001.

It was explained that the rate restructuring plan will achieve the goals of promoting water conservation, updating to rates that are market competitive, reflecting current industry practice, establishing rates that fairly allocate costs, and allowing capital investment in the City's utility infrastructure to better serve Roanoke's citizens.

The City Manager recommended that Council approve the revised utility rate restructuring plan as more fully set forth in Exhibit A attached to the communication.

(For full text, see communication on file in the City Clerk's Office.)

Ordinance No. 35320, on its first reading, was adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Bestpitch, Carder, and Mayor Smith-----6.

NAYS: Council Member Wyatt-----1.

BUILDINGS/BUILDING DEPARTMENT-CITY PLANNING-CITY CODE-BUDGET-FEE COMPENDIUM: Mr. Harris offered the following resolution amending the City's Fee Compendium to provide for new and revised application, permit, inspection and plan review fees in order to update current fees and promote uniformity with fees charged by the City and surrounding localities, effective July 1, 2001:

(#35321-050701) A RESOLUTION amending the City's Fee Compendium to provide for new and revised application, permit, inspection and plan review fees in order to update current fees and promote uniformity with fees charged by the City and surrounding localities.

(For full text of Resolution, see Resolution Book No. 64.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35321-050701. The motion was seconded by Mr. Carder.

The City Manager submitted a communication advising that in developing the budget for fiscal year 2001-2002, City departments were asked to examine their operations and find ways to re-engineer services to generate cost savings for their departments, which effort resulted in a net reduction of 12 vacant positions, and a \$1.1 million reduction in departmental budgets; departments were also asked to look at their fee structures and, where feasible, to propose fee schedule changes that would establish some uniformity between the City of Roanoke and other localities and, at the same time, enable the City to enhance the services it provides to its customers; and accordingly, increases in building inspection and various permit fees and parking ticket fees are being proposed.

Building Inspection and Various Permit Fees:

In an effort to establish uniformity of permit fees in the Roanoke Valley, building department representatives from the City of Salem, Botetourt County, Roanoke County and the City of Roanoke have agreed upon changes to building inspection and various permit fees that will not only promote consistency between localities, but also establish fees at a level equal to the cost of services provided.

Adjustments to the fee schedule will generate an additional \$178,500.00 in revenues that would enable the department to improve services, work toward becoming self-supporting, and establish uniformity between the City and its surrounding localities.

Parking Ticket Fees:

Downtown Roanoke, Incorporated, has recently received an increasing number of complaints from downtown businesses that parking violators are restricting their business because customers cannot find convenient parking. Some downtown parkers find it less expensive to park overtime on the street or in restricted parking zones and risk a fine,

than to park in one of the City's downtown garages or surface lots. The revised parking ticket fee schedule, estimated to be \$73,200.00, will be used to benefit downtown parking operations, effective September 1, 2001.

The City Manager recommended that Council take the following actions:

Adopt ordinances amending and reordaining City Code Section 20-33.1, Penalties for unlawful parking, and Section 20-89, Same-Requirements; obtaining license plate, tag or decal a condition precedent to discharge of violation, to change certain parking fines; and

Amend the City's Fee Compendium to reflect the changes in building inspection and various permit fees and parking ticket fees as shown on Exhibits A and B attached to the communication.

(For full text, see communication on file in the City Clerk's Office.)

Resolution No. 35321-050701 was adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

TRAFFIC-CITY CODE-BUDGET-FEE COMPENDIUM-LICENCES: Mr. Carder offered the following emergency ordinance amending and reordaining Section 20-33.1, Same-Requirements; obtaining license plate, tag or decal a condition precedent to discharge of violation, of the Code of the City of Roanoke (1979), as amended, the amended section to provide for an increase of certain penalties for unlawful parking within the City of Roanoke:

(#35322-050701) AN ORDINANCE amending and reordaining §20-33.1, Same-Requirements; obtaining license plate, tag or decal a condition precedent to discharge of violation, of the Code of the City of Roanoke (1979), as amended, the amended section to provide for the increase of certain penalties for unlawful parking within the City of Roanoke; and providing for an emergency and for an effective date.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Carder moved the adoption of Ordinance No. 35322-050701. The motion was seconded by Mr. White and adopted by the following vote:

AYES: Council Members Harris, White, Bestpitch, Carder, and Mayor Smith---5.

NAYS: Council Members Hudson and Wyatt-----2.

TRAFFIC-CITY CODE-BUDGET-FEE COMPENDIUM-DISABLED PERSONS-VIRGINIA WESTERN COMMUNITY COLLEGE: Mr. Harris offered the following emergency ordinance amending and reordaining §20-89, Penalties for unlawful parking, of the Code of the City of Roanoke (1979), as amended, the amended section to provide for an increase of certain penalties for unlawful parking within the City of Roanoke, effective September 1, 2001:

(#35323-050701) AN ORDINANCE amending and reordaining Section 20-89, Penalties for unlawful parking, of the Code of the City of Roanoke (1979), as amended, the amended section to provide for the increase of certain penalties for unlawful parking within the City of Roanoke; and providing for an emergency and for an effective date.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35323-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, White, Bestpitch, Carder, and Mayor Smith---5.

NAYS: Council Members Hudson and Wyatt-----2.

CITY CODE-BUDGET-TAXES: Mr. Harris offered the following ordinance providing for an increase in the cigarette tax rate from \$.0085 per cigarette to \$.0135 per cigarette, effective July 1, 2001, and dispensing with the second reading of the ordinance:

(#35324-050701) AN ORDINANCE amending and reordaining §32-190, Levied; amount, Code of the City of Roanoke (1979), as amended, to provide for an increase in the cigarette tax rate from \$.0085 per cigarette to \$.0135 per cigarette; providing for an effective date of July 1, 2001, and dispensing with the second reading of this ordinance.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35324-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, and Carder---
-----6.

NAYS: Mayor Smith-----1.

The Mayor advised that since there is no offsetting decrease in other City taxes, the City of Roanoke is taking away more tax dollars from its citizens; therefore, he could not support the increase in the cigarette tax.

CITY CODE-BUDGET-TAXES: Mr. White offered the following emergency ordinance establishing a new transient occupancy tax rate, in the amount of seven per cent of the total amount paid for room rental, effective on and after July 1, 2001:

(#35325-050701) AN ORDINANCE amending and reordaining §32-240, Levied; rate, Code of the City of Roanoke (1979), as amended, to establish a new transient occupancy tax rate; providing for an effective date; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. White moved the adoption of Ordinance No. 35325-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, and Carder---
-----6.

NAYS: Mayor Smith-----1.

INSURANCE-BUDGET-CITY SHERIFF-PENSIONS: Mr. Harris offered the following resolution electing to provide the Enhanced Health Insurance Credit Program as provided in Section 2.1-20.1:7(b), Code of Virginia (1950), as amended, for eligible current and future sheriffs and employees of such sheriffs, when retired, as provided in Article 5, Chapter 1, Title 51.1, Code of Virginia:

(#35326-050701) A RESOLUTION electing to provide the Enhanced Health Insurance Credit Program as provided in §2.1-20.1:7(b), Code of Virginia (1950), as amended, for eligible current and future sheriffs and employees of such sheriffs, when retired, as provided in Article 5, Chapter 1 of Title 51.1, Code of Virginia.

(For full text of Resolution, see Resolution Book No. 64.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35326-050701. The motion

was seconded by Mr. Carder.

The City Manager and the Director of Finance submitted a joint communication advising that effective July 1, 1999, the General Assembly established a health insurance credit program that allows Virginia Retirement System (VRS) retirees who were last employed as elected Constitutional officers, Sheriffs, Sheriffs' deputies or employees of a local social service board to be eligible for monthly assistance with the cost of their health insurance plan(s); the monthly credit is based on the amount of \$1.50 for each year of service, up to a maximum of \$45.00, with the cost of the credit to be paid by the Commonwealth of Virginia; and criteria for receiving the health credit are:

- VRS retiree;
- 15 years of service credit under VRS;
- Retiree's portion of health insurance premium, without survivorship; and
- Complete Forms VRS-76 and VRS-45.

It was further advised that in addition to the health insurance credit authorized above, localities which participate in the Virginia Retirement System may elect to provide an additional health insurance credit of \$1.00 per month for each full year of the retired member's creditable service, not to exceed a maximum monthly credit of \$30.00, with the cost of this additional health insurance credit to be paid by the locality.

It was explained that the contribution rate to VRS for the Sheriff and deputies as of July 1, 2001, is 12.50 per cent; to add the additional health insurance credit would increase the contribution rate by .20 per cent of payroll or approximately \$14,340.00 annually; and total contribution rate would be 12.70 per cent.

The City Manager and the Director of Finance recommended that the employer paid health credit program for VRS participants be approved, effective July 1, 2001.

(For full text, see communication on file in the City Clerk's Office.)

Resolution No. 35326-050701 was adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

CITY CODE-BUDGET-CITY EMPLOYEES-PENSIONS: Mr. Harris offered the following emergency ordinance providing for a supplemental payment to eligible City of Roanoke Pension Plan retirees to attaining age 65, effective on and after July 1, 2001:

(#35327-050701) AN ORDINANCE amending §22.1-5.1, Retirement supplement, of Chapter 22.1, Pensions and Retirement, of the Code of the City of Roanoke (1979), as amended; providing for an effective date; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35327-050701. The motion was seconded by Mr. Hudson.

The City Manager and the Director of Finance submitted a joint communication advising that Council adopted Resolution No. 33845-051898 on May 18, 1998, providing a monetary supplement to eligible retired members of the City of Roanoke Pension Plan; the supplement was intended to partially defray the cost of health insurance, similar to supplements provided by other municipal retirement systems, including the Virginia Retirement System (VRS); and the supplement was paid as a general benefit funded from the operating department from which the employee retired, rather than from the Pension Trust Fund.

It was further advised that Council adopted Ordinance No. 34799-050900 on May 9, 2000, establishing the \$159.00 supplement as a pension benefit to be paid from the Pension Trust Fund; eligibility requirements for the benefit, effective July 1, 2000, a City employee, less than age 65, retiring with 20 years or more of creditable service; and the City Manager recommended delaying any modification to the health care supplement until a comprehensive review could be completed.

It was explained that currently, 158 retirees receive the \$159.00 monthly supplement; there are an additional 149 retirees that are less than age 65 and retired with 20 years or more of creditable service; of these 149 retirees, 18 received a supplement granted in 1991 from the early retirement incentive plan; and these 18 retirees are receiving between \$260 and \$340 per month to age 65 and will not be entitled to the \$159.00 monthly supplement.

It was also explained that the proposed fiscal year 2001-02 budget recommends that all employees retired as of July 1, 2001, with 20 or more years of service, under age 65, and not receiving the early retirement incentive plan supplement granted in 1991, receive a monthly health care supplement equivalent to 75 per cent of the allowance provided active City employees toward the cost of health

care insurance until age 65”; and this benefit would be funded by payroll contributions to the Pension Plan, at an actuarial estimated cost of 0.19 per cent of payroll, or \$118,150.00 annually.

(For full text, see communication on file in the City Clerk’s Office.)

Ordinance No. 35327-050701 was adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-PENSIONS: Mr. Harris offered the following emergency ordinance providing for a three per cent cost of living raise for City retirees, effective July 1, 2001:

(#35328-050701) AN ORDINANCE providing for certain supplemental benefits under the City of Roanoke Pension Plan to certain members of such Plan and certain of their surviving spouses; providing for an effective date; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35328-050701. The motion was seconded by Mr. Hudson.

The City Manager and the Director of Finance submitted a joint communication advising that eligible members of the City of Roanoke Pension Plan received a 2.4 per cent permanent cost-of- living adjustment (COLA) on July 1, 2000, which was the sixth consecutive COLA provided to eligible retirees; and following discussion with other municipal retirement systems, the following is recommended:

Effective July 1, 2001, and payable July 31, 2001, provide a three per cent permanent increase to a member’s or surviving spouse’s annual retirement allowance. This increase does not apply to any incentive payments made under the Voluntary Retirement Incentive Program established by Ordinance No. 30473-41591, adopted April 15, 1991, or to the retirement supplement established by Ordinance No. 34799-050900, adopted on May 9, 2000. The increase applies to those retirees who retired on or before July 1, 2000.

Approximately 1,323 of 1,376 retirees, or 96 per cent of those receiving

benefits as of March 31, 2001, will be eligible for the increase. The average annual increase in retirement allowance is \$275.00 costing the pension fund an additional \$363,825.00 annually.

The actuarial cost of a three per cent permanent COLA is estimated at \$3.5 million to be funded over the next 20 years through the annual payroll contribution rate.

All City operating funds, along with the Roanoke Regional Airport Commission, School Board, Roanoke Valley Resource Authority, Roanoke Valley Detention Commission, and the Commonwealth of Virginia will assume their pro rata share of cost for funding the COLA for retirees.

The City Manager and the Director of Finance recommended that the three per cent cost of living raise for qualified retirees be approved by Council.

(For full text, see communication on file in the City Clerk's Office.)

Ordinance No. 35328-050701 was adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-CITY EMPLOYEES-PENSIONS: Mr. Harris offered the following resolution in connection with a matching contribution on behalf of City employees to the ICMA Deferred Compensation Plan, effective on and after July 1, 2001:

(#35329-050701) A RESOLUTION relating to payment of a matching contribution of not less than five dollars nor more than twenty-five dollars to the International City Management Association Retirement Corporation Deferred Compensation Plan on behalf of any nontemporary employee of the City who makes a contribution of an equal amount on his or her own behalf to such Plan; and repealing Resolution No. 34797-050900, adopted May 9, 2000.

(For full text of Resolution, see Resolution Book No. 64.)

ACTION: Mr. Harris moved the adoption of Resolution No. 35329-050701. The motion was seconded by Mr. Hudson.

The City Manager and the Director of Finance submitted a joint communication advising that on May 12, 1997, Council authorized the first matching contribution of \$5.00 to the International City Management Association Retirement Corporation (ICMA-RC) deferred compensation plan on behalf of any non-temporary employee of the City who made a contribution of \$5.00 or more per pay period; subsequently, Council increased the employer matching contribution from \$5.00 to \$10.00 for fiscal year 1999, from \$10.00 to \$15.00 the next fiscal year, and from \$15.00 to \$20.00 for fiscal year 2001; and participation increased from 30.8 per cent before the City match program to 75.7 per cent as of April 12, 2000.

The City Manager and the Director of Finance recommended that the employer match be increased to \$25.00 per pay period with the pay check of July 3, 2001.

(For full text, see communication on file in the City Clerk's Office.)

Ms. Angela Norman, 1731 Michael Street, N. W., a City employee, advised that the resolution provides that any non-temporary City employee who makes a contribution of an equal amount to be not less than \$5.00 nor more than \$25.00 shall have the same credited to his or her deferred compensation retirement account. She stated that in the past, certain managerial employees received \$8,500.00 annually which was credited to their deferred retirement plan, however, she did not see the provision defined in the resolution under consideration by Council. She inquired if all City employees will receive the maximum amount of \$25 bi weekly, where is the provision for the \$8,500.00 reported in the budget for certain managerial employees, and if the \$8,500.00 is still applicable to those employees, why is there a continued difference in this allotment which greatly enhances the life style of these employees over rank and file City employees.

The Director of Finance advised that Ms. Norman is referring to the \$8,500.00 contribution to the International City Management Association Deferred Compensation Plan approved by Council for Council-appointed officers. He explained that in fiscal year 2000-01, Council adopted an ordinance establishing contribution rates for its five Council-appointed officers and the measure will continue to be in effect until it is amended by Council.

Resolution No. 35329-050701 was adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder,
and Mayor Smith-----7.

NAYS: None-----0.

DIRECTOR OF FINANCE-BUDGET: The Director of Finance submitted a certificate advising that funds required for the 2001-02 General Fund, Water Fund, Sewage Treatment Fund, Civic Center Fund, Transportation Fund, Capital Projects Fund, Department of Technology Fund, Materials Control Fund, Management Services Fund, Fleet Management Fund, Risk Management Fund, School Fund, School Food Service Fund and Grant Fund budgets will be available for appropriation.

(For full text, see certificate on file in the City Clerk's Office.)

ACTION: Without objection by Council, the Mayor advised that the certificate would be received and filed.

BUDGET: Mr. White offered the following emergency ordinance adopting the annual General Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the total amount of \$191,346,097.00:

(#35330-050701) AN ORDINANCE adopting the annual General Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. White moved the adoption of Ordinance No. 35330-050701. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Bestpitch, Carder, and Mayor Smith-----6.

NAYS: None-----0.

(Council Member Wyatt abstained from voting inasmuch as she is employed by the Roanoke City School System and the ordinance appropriates funds to Roanoke City Public Schools.)

BUDGET-WATER RESOURCES: Mr. Harris offered the following emergency ordinance adopting the annual Water Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the total amount of \$13,953,658.00:

(#35331-050701) AN ORDINANCE adopting the annual Water Fund

Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35331-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Bestpitch, Carder, and Mayor Smith-----6.

NAYS: Council Member Wyatt-----1.

SEWERS AND STORM DRAINS-BUDGET: Mr. Harris offered the following emergency ordinance adopting the annual Sewage Treatment Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the total amount of \$10,841,945.00:

(#35332-050701) AN ORDINANCE adopting the annual Sewage Treatment Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35332-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-ROANOKE CIVIC CENTER: Mr. Harris offered the following emergency ordinance adopting the annual Civic Center Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the total amount of \$4,536,814.00:

(#35333-050701) AN ORDINANCE adopting the annual Civic Center Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35333-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-TRANSPORTATION FUND: Mr. Hudson offered the following emergency ordinance adopting the annual Transportation Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the total amount of \$2,043,043.00:

(#35334-050701) AN ORDINANCE adopting the annual Transportation Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Hudson moved the adoption of Ordinance No. 35334-050701. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-CAPITAL IMPROVEMENTS PROGRAM: Mr. Harris offered the following emergency ordinance adopting the annual Capital Projects Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the amount of \$2,150,000.00.

(#35335-050701) AN ORDINANCE adopting the annual Capital Projects Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35335-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder,

and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-CITY INFORMATION SYSTEMS: Mr. White offered the following emergency ordinance adopting the annual Department of Technology Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the amount of \$4,208,276.00.

(#35336-050701) AN ORDINANCE adopting the annual Department of Technology Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. White moved the adoption of Ordinance No. 35336-050701. The motion was seconded by Mr. Harris and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-GENERAL SERVICES: Mr. Harris offered the following emergency ordinance adopting the annual Materials Control Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the total amount of \$93,052.00:

(#35337-050701) AN ORDINANCE adopting the annual Materials Control Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35337-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-MANAGEMENT AND BUDGET: Mr. Harris offered the following emergency ordinance adopting the annual Management Services Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the total amount of \$124,552.00:

(#35338-050701) AN ORDINANCE adopting the annual Management Services Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35338-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-FLEET MAINTENANCE FUND: Mr. Harris offered the following emergency ordinance adopting the annual Fleet Management Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the total amount of \$5,996,486.00:

(#35339-050701) AN ORDINANCE adopting the annual Fleet Management Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35339-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-RISK MANAGEMENT FUND: Mr. Harris offered the following emergency ordinance adopting the annual Risk Management Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the total amount of \$11,063,159.00:

(#35340-050701) AN ORDINANCE adopting the annual Risk Management Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35340-050701. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

BUDGET-SCHOOLS: Mr. Harris offered the following emergency ordinance adopting the annual School Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the total amount of \$99,170,021.00:

(#35341-050701) AN ORDINANCE adopting the annual School Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35341-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Bestpitch, Carder, and Mayor Smith-----6.

NAYS: None-----0.

(Council Member Wyatt abstained from voting inasmuch as she is employed by the Roanoke City School System and the ordinance appropriates funds to Roanoke City Public Schools.)

BUDGET-SCHOOLS: Mr. Harris offered the following emergency ordinance adopting the annual School Food Service Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the total amount of \$4,521,314.00:

(#35342-050701) AN ORDINANCE adopting the annual School Food Service Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35342-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Bestpitch, Carder, and Mayor Smith-----6.

NAYS: None-----0.

(Council Member Wyatt abstained from voting inasmuch as she is employed by the Roanoke City School System and the ordinance appropriates funds to Roanoke City Public Schools.)

BUDGET-GRANTS: Mr. Harris offered the following emergency ordinance adopting a portion of the annual Grant Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002, in the total amount of \$317,926.00:

(#35343-050701) AN ORDINANCE adopting a portion of the annual Grant Fund Appropriation of the City of Roanoke for the fiscal year beginning July 1, 2001, and ending June 30, 2002; and declaring the existence of an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35343-050701. The motion was seconded by Mr. Carder and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

POLICE DEPARTMENT-PAY PLAN-BUDGET-FIRE DEPARTMENT-CITY EMPLOYEES: Mr. Harris offered the following emergency ordinance:

(#35344-050701) AN ORDINANCE to adopt and establish a Pay Plan for officers and employees of the City, effective July 1, 2001; providing for certain salary

adjustments and merit increases; authorizing annual salary increments for certain officers and employees for use of private motor vehicles; authorizing annual salary increments for sworn police officers assigned to the Criminal Investigation Division; authorizing annual salary increments for certain members of the Fire-Emergency Medical Services Department who are certified as Emergency Medical Technicians; authorizing annual salary increments for certain members of the Fire-Emergency Medical Services Department who are members of the Regional Hazardous Materials Response Team; providing for continuation of a police career enhancement program; providing for continuation of a Firefighter/Emergency Medical Technician merit pay program; providing for payment of a monthly stipend to certain board and commission members; repealing Ordinance No. 34794-050900, adopted May 9, 2000, to the extent of any inconsistency; and providing for an emergency and effective date.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35344-050701. The motion was seconded by Mr. Hudson.

Ms. Angela Norman, 1731 Michael Street, N. W., a City employee, advised that the ordinance provides for certain salary adjustments, and a merit increase itemizes those situations that may necessitate an employee receiving additional remuneration, and provides the City Manager with the autonomy to approve bonuses and/or salary adjustments as she deems appropriate. She stated that Council has been overly careful in its efforts not to micro-manage; however, bonuses and additional salary adjustments represent a cost factor to taxpayers. She added that the City Manager is the City's gate keeper, but City Council is the citizens' watch dog over expenditures of tax dollars; therefore, she suggested that Council monitor and request detailed reports with regard to all bonuses and/or salary adjustments above and beyond normal merit increases.

Resolution No. 35344-050701 was adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

CITYCLERK-BUDGET: Mr. Harris offered the following emergency ordinance authorizing and approving the establishment of a new position entitled Assistant Deputy Clerk in the Office of the City Clerk, effective July 1, 2001:

(#35345-050701) AN ORDINANCE authorizing and approving the establishment of a new position entitled Assistant Deputy Clerk in the Office of the City Clerk; providing for an effective date; and providing for an emergency.

(For full text of Ordinance, see Ordinance Book No. 64.)

ACTION: Mr. Harris moved the adoption of Ordinance No. 35345-050701. The motion was seconded by Mr. Hudson and adopted by the following vote:

AYES: Council Members Harris, Hudson, White, Wyatt, Bestpitch, Carder, and Mayor Smith-----7.

NAYS: None-----0.

MOTIONS AND MISCELLANEOUS BUSINESS:

INQUIRIES AND/OR COMMENTS BY THE MAYOR AND MEMBERS OF COUNCIL:

PAY PLAN-CITY EMPLOYEES: Council Member Hudson requested a briefing by the City Manager in regard to the City's Pay and Classification Plan.

ROANOKE MEMORIAL HOSPITALS-SPORTS COMPLEX-TRAFFIC: Council Member Harris called attention to a concern expressed by a citizen with regard to the appearance of unlimited parking along the street that borders River's Edge Sports Complex from Franklin Road to Carilion Roanoke Memorial Hospital. He requested that the matter be referred to the City Manager for investigation and report to Council.

OTHER HEARING OF CITIZENS UPON PUBLIC MATTERS: NONE.

There being no further business, the Mayor declared the meeting in recess at 5:30 p.m., to be reconvened on Thursday, May 10, 2001, at 12:00 noon, for the purpose of holding the Second Leadership Summit at the Boxtree Lodge which is located off of Hardy Road on Hammond Drive in Roanoke County, said meeting to be hosted by Roanoke County.

The regular meeting of Roanoke City Council which was declared in recess on Monday, May 7, 2001, until 12:00 noon, on Thursday, May 10, 2001, at the Boxtree Lodge, located off Hardy Road on Hammond Drive, Vinton, Virginia, was called to order by Mayor Ralph K. Smith.

PRESENT: Council Members W. Alvin Hudson, Jr., Linda F. Wyatt,

William D. Bestpitch and Mayor Ralph K. Smith-----4.

ABSENT: Council Members Willilam H. Carder, C. Nelson Harris and William White, Sr.-----3.

OFFICERS PRESENT: Darlene L. Burcham, City Manager; William M. Hackworth, City Attorney; James D. Grisso, Director of Finance; and Stephanie M. Moon, Deputy City Clerk.

OTHERS PRESENT: Delegate C. Richard Cranwell, Virginia House of Delegates; Delegate A. Victor Thomas, Virginia House of Delegates; Chairman H. Odell “Fuzzy” Minnix, Roanoke County Board of Supervisors; Board Member Joseph B. Church, Roanoke County Board of Supervisors; Board Member Bob L. Johnson, Roanoke County Board of Supervisors; Board Member Harry C. Nickens, Roanoke County Board of Supervisors; Chairman Kirby E. Richardson, Bedford County Board of Supervisors; Board Member Bobby G. Pollard, Bedford County Board of Supervisors; Board Member William G. Loope, Botetourt County Board of Supervisors; Board Member Wanda C. Wingo, Botetourt County Board of Supervisors; Council Member Robert R. Altice, Vinton Town Council; Council Member Bradley E. Grose, Vinton Town Council; Council Member Thomas A. Rotenberry, Vinton Town Council; Mayor Carl E. Tarpley, Jr., City of Salem; Jennifer Faulkner, Aide representing Congressman Bob Goodlatte; Allison Baird, Aide representing Senator John S. Edwards; Brian Shepherd, Aide to Delegate A. Victor Thomas; Elmer C. Hodge, Roanoke County Administrator; William C. Rolfe, Bedford County Administrator; Gerald A. Burgess, Botetourt County Administrator; Richard E. Huff, II, Franklin County Administrator; Forest Jones, Salem City Manager; B. Clayton Goodman, III, Vinton Town Manager; George C. Snead, Jr., Roanoke City Assistant City Manager for Operations; Christopher Slone, Roanoke City Public Information Officer; Paul M. Mahoney, Roanoke County Attorney; John M. Chambliss, Jr., Roanoke County Assistant Administrator for Human Resources; Diane D. Hyatt, Roanoke County Finance Director; Dan O’Donnell, Roanoke County; Kathi Searce, Roanoke County; Mary Allen, Clerk, Roanoke County Board of Supervisors; Brenda Holton, Deputy Clerk, Roanoke County Board of Supervisors; Beth Doughty, Executive Director, Roanoke Regional Chamber of Commerce; Philip Sparks, Executive Director, Roanoke Valley Economic Development Partnership; Wayne Strickland, Executive Director, Roanoke Valley-Alleghany Regional Commission; and Joyce Waugh, Roanoke Regional Chamber of Commerce.

The Invocation and the Pledge of Allegiance to the Flag of the United States of America was led by Chairman Minnix.

Mayor Smith advised that the purpose of the meeting is to hold the Second Greater Roanoke Valley Leadership Summit of the Roanoke Valley governing bodies, which was agreed upon at a meeting held on January 8, 2001, hosted by the City of Roanoke.

At this point, Mayor Smith relinquished the chair to Chairman Minnix.

The Chairman welcomed everyone to the meeting, and expressed appreciation for use of the recreation center at Boxtree Lodge.

The meeting was declared in recess at 12:35 p.m., for lunch.

The business session was reconvened at 1:00 p.m.

Chairman Minnix asked for a moment of silence in recognition of Wayne Compton, Roanoke County Commissioner of the Revenue, who passed away on Tuesday, May 9, 2001.

In connection with the agenda, Mr. Minnix advised of two additional items relating to Port of Entry and Regional Identity.

REVIEW OF THE METROPOLITAN STATISTICAL AREA (MSA) DESIGNATION AS A RESULT OF THE RECENT CENSUS: Mr. Strickland presented a briefing on proposed changes to the Metropolitan Statistical Area designations as a result of the recent census.

(For full text, see data on file in the City Clerk's Office.)

Chairman Minnix stated that a study committee should be established; government officials should submit three names selected from elected governmental officials, administrative officials and citizens; and forward the names to the Clerk of the Roanoke County Board of Supervisors.

There being no further discussion, Chairman Minnix expressed appreciation to Mr. Strickland for his remarks.

ECONOMIC DEVELOPMENT: Ms. Doughty presented a briefing on a regional economic development strategy focusing on technology. She commented on the following ten reasons why being a member of the Roanoke Regional Chamber of Commerce is a good investment: new business contacts, referrals, legislative action,

community information, professional development, small business assistance, health insurance, leadership training, workforce development, and publicity and exposure.

Ms. Doughty advised that the Fifth Planning District Regional Alliance was established in 1997 to promote cooperation among jurisdictions and to improve economic competitiveness of the region; the Alliance has been the recipient of approximately \$1 million from Virginia's Regional Competitiveness Program; and has provided seed money for more than 17 multi-jurisdictional projects, including the Blue Ridge Parkway Interpretative Center, Pulaski Commerce Park, Greenfield Education & Training Center, Roanoke Higher Education Center, the Japanese Saturday School, regional sports marketing effort of the Roanoke Valley Convention and Visitors Bureau, redevelopment of the old CSX property in the Town of Clifton Forge, and the Workforce Development Center in Franklin County.

She further advised that at its March 1, 2001 meeting, the Alliance Board voted unanimously to pursue the development of an economic strategy for the region and its neighbors based upon Roanoke Metropolitan Statistical Area data; and the latest figures on adjusted gross income for married couples illustrated that while Virginia experienced an 18.3% increase in adjusted gross income between 1990 and 1998, the region had an increase of 7.2%, and the 1998 per capita income for Virginia was \$29,957.00, while the per capita income for the region was \$25,117.00.

Ms. Doughty pointed out that the Regional Alliance seeks to create a "road map" to prosperity for the region; the process should identify the critical steps necessary to prosper and grow in the future; and a committee of the Alliance consisting of representatives from the public and private sectors met and are developing a Request for Proposals for a "business strategy," which identifies the need and looks at possibilities with a strong focus on technology but does not overlook manufacturing and service sectors.

In closing, Ms. Doughty commented that the region will have a Road Map to the future -- a road map to share and integrate the work of governments, organizations, and agencies; the region will identify action steps needed to achieve prosperity and to move the strategy forward; the region will have a process for monitoring progress in implementation; and the Regional Alliance will have a guide for using regional competitiveness funds.

Chairman Minnix expressed appreciation to Ms. Doughty for her remarks.

PORT OF ENTRY: Mr. Sparks presented a briefing with regard to an application for a Port of Entry, advising that currently the New River Valley Port of Entry has its boundaries in the general area encompassing the Dublin Airport in Dublin, Virginia;

and the Dublin International Airport serves as the Office for the U. S. Customs Official serving the Port of Entry and the Foreign Trade Zone.

He further advised that the advantage for local companies in the New River Valley is that they can have local clearance and inspection of cargo, as well as speedy resolution of any problems locally, allowing companies participating to avoid long delays in clearing customs; in some cases, inspection and clearance could take a month or longer, resulting in costly delays for companies waiting for critical manufacturing parts or equipment; and by having the Port of Entry boundaries expanded to include the Greater Roanoke Region, the companies will receive the same benefits as those in the New River Valley.

He commented that there is already a bonded warehouse under development on Municipal Road, a short distance from the Roanoke Regional Airport; and with the Roanoke Region being included in the Port of Entry, companies could immediately forward shipments directly via “paired entry” utilizing Customs Port #1481 for clearance and have shipments enter Roanoke; and within two weeks, an announcement to be made to include Bedford County.

Chairman Minnix expressed appreciation to Mr. Sparks for his remarks.

REGIONAL IDENTITY: The Chairman asked for comments with regard to holding regular meetings to discuss mutual interests of the local governing bodies.

Ms. Burcham commented that correlation of cities and counties would strengthen representation in Richmond, and the localities should work together to speak with one voice when addressing legislation.

Other comments were to continue meeting, offer something concrete instead of in theory, pool resources, and continue to have open dialogue in order to work together as a region.

Ms. Wyatt agreed with the abovestated comments, but expressed concern with regard to research/trends in larger communities, and suggested that additional staff be hired to investigate where the world is going so that the localities could stop playing “catch up”.

Since it was the consensus of the group to continue to meet on a regular basis, Vice-Chairman Kirby Richardson, Bedford County Board of Supervisors, offered to host the third Greater Roanoke Valley Leadership Summit on Thursday, July 12, 2001, in Bedford, Virginia. It was agreed upon that the next Leadership Summit will be held in Bedford, Virginia, and information will be forwarded at a later date as to time and location.

There being no further business, Chairman Minnix adjourned the meeting at 1:45 p.m.

A P P R O V E D

ATTEST:

Mary F. Parker
City Clerk

Ralph K. Smith
Mayor
